IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 3180/2007

NORANGLAL VS. THE RENT TRIBUNAL, SIKAR & ORS.

DATE: 03.08.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Ashok Sharma for the petitioner.
Mr. Anil Sharma for the petitioner.

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This writ petition is directed against the order dated 17.01.2007 passed by the Rent Tribunal, Sikar, by which the application of the petitioner moved under Order 1 Rule 10 CPC for impleadment as necessary party has been rejected as the petitioner has not been able to show as to how he is landlord and entitled to get the rent of the disputed shops and even if there is any dispute between the brothers it can only be decided in the civil suit.

Having heard rival submissions of the respective parties and upon careful perusal of the impugned order dated 17.01.2007 passed by the Rent Tribunal, Sikar, I find no illegality or error apparent on the face of the record which requires any interference by this Court.

Consequently, the writ petition fails and the same is hereby dismissed.

However, the dispute raised in this case before the Rent Tribunal cannot be considered as res judicata against the petitioner to redress his grievance.

(K.S. RATHORE),J.

/KKC/